

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re Patent Application of | |
|-----------------------------|------------------------|
| Rolf Dittmann et al. | Group Art Unit: 3746 |
| Application No.: 10/665,569 | Examiner: TAE JUN KIM |
| Filed: September 22, 2003 | Confirmation No.: 6153 |
| For: BURNER | |

DECLARATION BY APPLICANTS' REPRESENTATIVE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

- 1. I hereby declare that the material in the specification of the above-identified application that is incorporated by reference to U.S. Patent No. 5,735,687, by the Amendment submitted herewith, is the same material incorporated by reference to EP 0 780 629, which is in the same patent family as U.S. Patent No. 5,735,687.
- 2. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or

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both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: October 15, 2004

Edward A. Brown

Registration No. 35,033

P.O. Box 1404 Alexandria, Virginia 22313-1404 (703) 836-6620